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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA
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8 RICHARD CAPRI,

9 Plaintiff,

10 v.

11 JAMES COX, *et al.*,

12 Defendants.
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CASE NO.: 3:12-CV-00417-RCJ-VPC

ORDER

14 Before the Court is the Report and Recommendation of U.S. Magistrate Judge (#79¹) entered on
15 July 1, 2014, recommending that Defendants' Motion for Summary Judgment (#66) be granted.
16 Plaintiff filed his Objection to the Report and Recommendation (#83) on August 26, 2014, and
17 Defendants' filed their Opposition to Plaintiff's Objections to the Report and Recommendation (#85)
18 on September 5, 2014.

19 The Court has conducted its *de novo* review in this case, has fully considered the objections of
20 the Plaintiff, the pleadings and memoranda of the parties and other relevant matters of record pursuant
21 to 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 3-2. The Court determines that the Magistrate Judge's
22 Report and Recommendation (#79) entered on July 1, 2014, should be adopted and accepted.

23 IT IS HEREBY ORDERED that the Magistrate Judge's Report and Recommendation (#79) is
24 ADOPTED AND ACCEPTED,

25 IT IS FURTHER ORDERED that Defendants' Motion for Summary Judgment (#66) is
26 GRANTED.

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¹Refers to court's docket number.

1 IT IS FURTHER ORDERED that Count III is DISMISSED.

2 IT IS FURTHER ORDERED that Plaintiff's Motion to Dismiss Defendant Gedney (#70) is
3 DENIED as MOOT.

4 IT IS FURTHER ORDERED that Plaintiff's Motion for Leave to file a Sur-Reply (#78) is
5 GRANTED *NUNC PRO TUNC*.

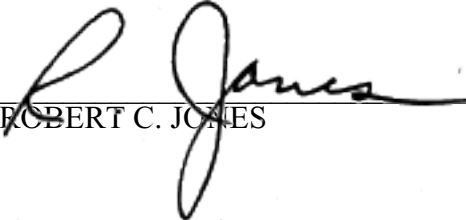
6 IT IS FURTHER ORDERED that Defendants' Motion for Leave to File Exhibit B Under Seal
7 (#84) is GRANTED.

8 IT IS FURTHER ORDERED that Plaintiff's Motion for Extension of Time to Respond to
9 Defendants' Opposition (#88) is DENIED as MOOT.

10 IT IS FURTHER ORDERED that the Clerk of the Court enter judgment accordingly and close
11 this case.

12 IT IS SO ORDERED.

13 DATED: this 31st day of October, 2014.

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16 ROBERT C. JONES
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